



GREENBLUM & BERNSTEIN, P.L.C.
Intellectual Property Causes
1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191

Mail Stop AF /AF

Response under 37 C.F.R. 1.116
Expedited Procedure Requested
Examining Group. 2872

In re application of : Masami SHIRAI et al.

Application No. : 10/619,499

Attorney Docket No. P23561
Group Art Unit: 2872

Filed : July 16, 2003

Examiner: Joshua PRITCHETT

For : OBSERVATION OPTICAL DEVICE

Mail Stop AF

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop AF
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:
Transmitted herewith is an **Amendment and Response under 37 C.F.R. 1.116** in the above-captioned application.

Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.
 A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
 A Request for Extension of Time.
 No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 8	*20	0	x25=	\$	x 50=	\$0.00
Indep. Claims: 1	**3	0	x100=	\$	x200=	\$0.00
Multiple Dependent Claims Presented			+180=	\$	+360=	\$0.00
Extension Fees for _____ Month(s)				\$		\$0.00
			Total:	\$	Total:	\$0.00

* If less than 20, write 20

** If less than 3, write 3

Please charge my Deposit Account No. 19-0089 in the amount of \$_____.

N/A A check in the amount of \$_____ to cover the filing/extension fee is included.

The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

William S. Boshnick Will S. Boshnick
Reg. No. 44,550 Bruce H. Bernstein
Reg. No. 29,027

P23561.A05



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Masami SHIRAI et al.

Group Art Unit : 2872

Serial No : 10/619,499

Examiner : Joshua PRITCHETT

Filed : July 16, 2003

For : OBSERVATION OPTICAL DEVICE

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116

U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In response to the Final Official Action of April 19, 2005, in which a three-month shortened statutory period for response was set to expire on July 19, 2005, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections set forth in the above-mentioned Official Action in view of the herein-contained remarks.

Amendments to the claims are reflected in the listing of claims which begins on **page 2** of this paper.

Statement of Substance of Interview begins on **page 6**

Remarks/Arguments begin on **page 9** of this paper.